

## PATENT APPLICATION

Applicant: Zerhusen et al.

Serial No.: 10/644,122

Filing Date: August 20, 2003

Title: BED SIDERAILS HAVING  
FLEXIBLE PORTIONS

Group: 3673

Examiner: Lee, J.

Attorney Docket No.: 8266-1126



## Certificate Under 37 C.F.R. 1.8(a)

I hereby certify that this paper or fee is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP NON-FEE AMENDMENT, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

On March 1, 2004

D. Cwiklinski

Dated: March 1, 2004

## MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a response in the above-identified application:

The fee has been calculated as shown below:

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS (37 C.F.R. 1.16(c))	28	30	0	\$18	\$0
INDEPENDENT CLAIMS (37 C.F.R. 1.16(b))	4	4	0	\$86	\$0
If applicant has small entity status under 37 C.F.R. 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	NO	\$0
TOTAL FEE FOR ADDITIONAL CLAIMS					\$0

An Extension of Time for \_\_\_\_\_ month(s) is hereby requested  
under 37 C.F.R. 1.136(a). The required fee for filing this extension is: \_\_\_\_\_

Information Disclosure Statement \_\_\_\_\_

TOTAL FEE FOR THIS AMENDMENT

\$0

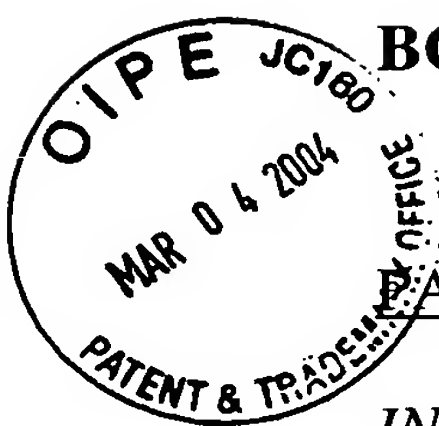
A check in the amount of \$\_\_\_\_\_ to cover the total fee for this  
amendment is attached.

The Commissioner is hereby authorized to charge any additional filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney & Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed.

Attorney of Record

Printed Name: Ryan C. Barker

Registration No.: 47,405



**BOSE McKINNEY & EVANS LLP**

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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Group: 3673 }  
Atty. Docket: 8266-1126 }  
Applicants: Zerhusen et al. }  
Invention: BED SIDERAILS HAVING }  
FLEXIBLE PORTIONS }  
Serial No.: 10/644,122 }  
Filed: August 20, 2003 }  
Examiner: Lee, J. }

Certificate Under 37 C.F.R. § 1.8(a)

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D. Cwiklinski

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

MAIL STOP NON-FEE AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Election of Species requirement mailed January 29, 2004, Applicants first note that the two species were defined by the Examiner as Fig. 8 and Fig. 12. Applicants believe that Species B should actually be Fig. 14 in order to be consistent with the Examiner's description of the species. Accordingly, Applicants hereby elect the invention of group B, including claims 1-15 and 18-30 which read thereon. Furthermore, Applicants note that the Examiner stated that no claim was generic to both species. Applicants respectfully disagree and submit that claims 1, 2, 4-6, 8-9, 11-12, 14, and 18-25 are all generic with respect to the species of Fig. 8 and Fig. 14.